

- BEFORE THE PUBLIC SERVICE COMMISSION OF UTAH -

In the Matter of the Joint Application of)
Lightyear Networks Solutions, LLC., and)
First Communications, Inc., for Approval)
of a Transfer of Control)
)
)

DOCKET NO. 06-2434-01

ORDER RESCINDING ORDER OF
JANUARY 23, 2007, IN DOCKET NO.
06-2434-01

ISSUED: February 14, 2007

By The Commission:

On January 23, 2007, the Commission issued its Order in the above-entitled docket approving the proposed transfer of control of Lightyear Network Solutions, LLC (“Lightyear”) to First Communications, Inc. (“FCI”) (hereinafter referred to jointly as “Applicants”) pursuant to the Applicants’ Joint Application filed November 27, 2006.

On January 29, 2007, Applicants filed a Notice of Withdrawal notifying the Commission that FCI will not acquire Lightyear as described in the Joint Application and seeking to withdraw the Joint Application due to Lightyear’s determination that the timing of the proposed transaction does not correspond with its near-term business plans. Lightyear further states that should it decide at a later date to combine with FCI, it will seek appropriate approval from the Commission.

Having considered these pleadings, we conclude it is reasonable to permit Applicants to withdraw their Joint Application and to therefore rescind our Order of January 23, 2007, approving the proposed transfer of control.

DOCKET NO. 06-2434-01

-2-

Wherefore, based upon the foregoing information, and for good cause appearing, we enter this Order rescinding the Order issued on January 23, 2007, in the above-entitled docket.

DATED at Salt Lake City, Utah, this 14th day of February, 2007.

/s/ Ric Campbell, Chairman

/s/ Ted Boyer, Commissioner

/s/ Ron Allen, Commissioner

Attest:

/s/ Julie Orchard
Commission Secretary
G#52430